

SEP 29 2005

JC04 PCT/PTO 29 SEP 2005

Customized FORM PTO-1390 (Rev 02-2005)

#4

**TRANSMISSION LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY DOCKET NO.
P08512US00/BAS
US APPL. NO. (If known, see 37CFR 1.5)
10/517,596

INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/GB03/02595	12 JUNE 2003	12 JUNE 2002

TITLE OF INVENTION: PHARMACEUTICAL COMPOSITIONS

APPLICANT(S) FOR DO/EO/US: HUI, Kam M.

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- 2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
- 3. This is an express request to begin national examination procedures (35 USC 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- 4. The US has been elected (Article 31).
- 5. A **copy** of the International Application as filed (35 U.S.C. 371 (c)(2))
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
- 6. An English **translation** of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
 - c. is not needed since the International Application is in English.
- 7. Amendments to the claims of the International Appln. under PCT Article 19 (35 USC 371 (c)(3))
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
- 8. An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- 9. An oath or **declaration** of the inventor(s) (35 U.S.C. 371(c)(4)).
- 10. An English translation of the annexes to the Int'l Pre. Exam. Report under PCT Article 36 (35 USC 371(c)(5)).

Items 11. to 20. below concern document(s) or information included:

- 11. An **Information Disclosure Statement** under 37 C.F.R. 1.97 and 1.98.
- 12. An **Assignment** document for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included.
- 13. A **preliminary amendment**.
- 14. An **Application Data Sheet** under 37 CFR 1.76.
- 15. A **substitute specification**.
- 16. A power of attorney and/or change of address letter.
- 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 & 37 CFR 1.821-825.
- 18. A second copy of the published international application under 35 USC 154(d)(4).
- 19. A second copy of the English translation of the international application under 35 USC 154(d)(4).

20. Other items or information:

- Return Receipt Postcard.
- A **copy** of the **Notification of Missing Requirements** under 35 U.S.C. 371.
- In the event that a petition for extension of time is required to be submitted herewith, and in the event that a separate petition does not accompany this response, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized in 21(c).
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Date: September 29, 2005

Page 1 of 2

STITES & HARBISON PLLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314
TEL: 703-739-4900 • FAX: 703-739-9577 • CUSTOMER NO. 00881

210LT:20215:21242:1:ALEXANDRIA

U.S. APPLICATION NO. (<i>If known</i>) 10/517,596		INTERNATIONAL APPLICATION NO. PCT/GB03/02595		ATTORNEY DOCKET NO. P08512US00/BAS	
The following fees have been submitted:				CALCULATIONS	PTO USE ONLY
<input type="checkbox"/> 21. Basic national fee \$300 <input type="checkbox"/> 22. Examination fee <input type="checkbox"/> IPER prepared by USPTO & all claims satisfy PCT Art. 33(1-4) \$100 <input type="checkbox"/> All other situations \$200				\$	
<input type="checkbox"/> 23. Search fee <input type="checkbox"/> Has been paid on the Int'l Appln. to the USPTO as ISA (37 CFR 1.445.a.2) \$100 <input type="checkbox"/> International Search Report prepared and provided to the Office \$400 <input type="checkbox"/> All other situations \$500				\$	
TOTAL OF 21, 22 AND 23				\$	
<input type="checkbox"/> SIZE FEE: sheets - 100 = ÷ 50 = [rounded up] × \$250 =				\$	
<input checked="" type="checkbox"/> Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)) \$130				\$130	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	- 20 =		X \$50 =	\$	
Independent Claims	- 03 =		X \$200 =	\$	
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)				+ \$360 =	\$
TOTAL OF ABOVE CALCULATIONS				\$	
<input checked="" type="checkbox"/> Applicant claims small entity status - 37 CFR 1.27. Fees above reduced by ½.				\$65	
SUBTOTAL				\$65	
<input type="checkbox"/> Processing fee for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)) \$130				\$	
TOTAL NATIONAL FEE				\$65	
<input type="checkbox"/> Fee for recording enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) \$40 per property				\$	
TOTAL FEES ENCLOSED				\$65	
<i>Amount to be</i>				<i>Refunded</i>	\$
				<i>Charged</i>	\$
<input type="checkbox"/> a. A CHECK in the amount of \$- to cover the above fees is enclosed. <input checked="" type="checkbox"/> b. Payment of \$65.00 is made by attached Credit Card Payment Form (PTO-2038) <input checked="" type="checkbox"/> c. The Commissioner is hereby authorized to charge any additional fees which may be required or credit overpayment to Deposit Account No. 12-0555. <input type="checkbox"/> d. Do not charge any claim fees now - any additional claims fees will be paid with the Missing Requirements.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.					
POWER OF ATTORNEY & CORRESPONDENCE ADDRESS: CUSTOMER NO. 00881		NAME: B. Aaron Schulman REG. NO.: 31,877 Signed (for) by:  REG. NO.: 31,877			
Date: September 29, 2005					

Res'd PTO 29 SEP 2005 Page 1 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/517,596	Kam M Hui	P08512US00/BAS

881
STITES & HARBISON PLLC
1199 NORTH FAIRFAX STREET
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ALEXANDRIA, VA 22314

RECEIVED

AUG 03 2005

STITES & HARBISON PLLC

Date Mailed: 07/29/2005

INTERNATIONAL APPLICATION NO.

PCT/GB03/02595

IA. FILING DATE PRIORITY DATE

06/12/2003 06/12/2002

CONFIRMATION NO. 9105
371 FORMALITIES LETTER



OC000000016618245

9-29-2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/13/2004
- Copy of the International Search Report filed on 12/13/2004
- Request for Immediate Examination filed on 12/13/2004
- U.S. Basic National Fees filed on 12/13/2004
- Priority Documents filed on 12/13/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$65** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/517,596	PCT/GB03/02595	P08512US00/BAS

FORM PCT/DO/EO/905 (371 Formalities Notice)